

App. Ser. No.:	10/705,342
Filing Date:	11/10/03
Inventor:	Minges, Marcus C.
Title:	Rail Mounted Traversing Transport
Responsive to:	Office Action of 5/18/07 and subsequent Advisory Action of 9/21/07
Examiner:	McCarry, Jr., Robert J.
Art Unit:	3617

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

Submission Accompanying RCE

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

REQUEST FOR CONTINUED EXAMINATION: The Applicant hereby respectfully requests continued examination of Application Serial Number 10/705,342. In connection with this request, as Applicant's Submission under 37 C.F.R. 1.114(c) Applicant encloses herewith and requests entry of the attached Amendment (which restates the Amendments filed on 8/20/07, which were not entered, as well as new amendments in Claim 4 to address an inconsistency identified by the Examiner in the Advisory Action dated 9/21/07). The Amendment and argument are attached hereto, and are intended to constitute a full response to the Examiner's final Office Action dated May 18, 2007, and the Advisory Action dated September 21, 2007. Reconsideration and continued examination in light of this submission is respectfully requested.

EXTENSION REQUEST: Applicant requests and petitions for an extension of three months, and submits herewith (by EFS Web credit card payment, with resort to Deposit Account 50-0954) the appropriate fee for such extension. The filing is therefore timely.

RCE CONDITIONS SATISFIED: This RCE and Submission satisfy all requirements:

- a. Prosecution is closed (37 C.F.R. 1.114(a)), because the application is subject to a final Office Action (37 C.F.R. 1.114(b)).
- b. Applicant requests continued examination (37 C.F.R. 1.114(a)), by virtue of the RCE Cover Sheet attached hereto and the above request.
- c. The Fee set forth in 37 C.F.R. 1.17(e) is included herewith by means of EFS Web credit card payment, with resort to Deposit Account 50-0954 if the EFS Web payment fails.
- d. This filing is made prior to the abandonment of the application. No issue fee has been paid, and no notice of appeal has been filed.

PROPER SUBMISSION: This Submission is an amendment and argument, some aspects of which have been submitted to the Examiner previously, but which have not been entered by the Examiner. This satisfies the submission requirement. MPEP 706.07(h)(II).

Respectfully submitted,

10-29-07
DATE Signed

Nathan W. Johnson,
Reg. No. 44173
205-521-8369

Appl. No. 10/705,342
Response to Office Action of 5/18/07
And Subsequent Advisory Action of 9/21/07
--Submission with RCE of 10/29/07

Attorney of Record
Nathan W. Johnson
205-521-8369

App. Ser. No.: 10/705,342
Filing Date: 11/10/03
Inventor: Minges, Marcus C.
Title: Rail Mounted Traversing Transport
Responsive to: Office Action of 5/18/07 and subsequent
Examiner: Advisory Action of 9/21/07
Art Unit: McCarry, Jr., Robert J.
3617

RE: SER. NO. 10/705,342

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

**Submission Accompanying RCE
Amendment In Response to Office Action**

TO THE DIRECTOR OF PATENTS AND TRADEMARKS:

The above identified applicant respectfully requests the Director enter this submission into the record, in response to the Examiner's Office Action mailed May 18, 2007, and further considering the Advisory Action dated September 21, 2007. Applicant respectfully submits that this paper fully responds to all issues raised in the Office Action. Reconsideration and further examination in light of this submission is respectfully requested. Applicant invites a call to its attorney of record, Nathan Johnson (Reg. No. 44,173) at 205-521-8369 for any issues that may benefit from a call.

Amendments to the Claims are in the listing of claims beginning on p. 2 of this paper.

Remarks begin on page 4 of this paper.